



United States Attorney  
Southern District of New York

MEMORANDUM

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

December 28, 2007

Honorable Gabriel W. Gorenstein  
United States Magistrate Judge  
United States Courthouse  
500 Pearl Street  
New York, N.Y. 10007

Re: United States v. Rafael Almanzar  
07 Civ. 9489 (RMB) (GWG)  
06 Cr. 225 (RMB)

Dear Judge Gorenstein:

The Government respectfully submits this letter to request a 30-day extension of time from January 2, 2008, until February 2, 2008, to respond to the petition pursuant to 28 U.S.C. § 2255 filed by Rafael Almanzar. This is the Government's first request, and the reason for the request is that the Government has ordered – and is still awaiting – various federal and state files related to the petitioner's case. These files are required to properly assess and respond to the petitioner's claims. The Government expects that it will be able to obtain the necessary information in 30 days. Accordingly, the Government requests that its response to Almanzar's habeas petition be due on February 2, 2008.

*Granted. Petitioner may  
respond within 30 days thereafter.*

SO ORDERED: DATE: 1/2/08  
  
GABRIEL W. GORENSTEIN  
UNITED STATES MAGISTRATE JUDGE

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney

By:   
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Assistant United States Attorney  
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cc: Rafael Almanzar, Pro Se